

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

**UNITED STATES OF AMERICA**

**v.**

**CRIMINAL CASE NO.: 4:17CR131**

**SCOTT E. NELSON**

**MOTION TO DISMISS**

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, the United States Attorney for the Northern District of Mississippi hereby moves the Court to dismiss Count Eleven of the Indictment in the above-styled cause. The patient “L.H.” referenced in Count Eleven is deceased and not available to testify. Accordingly, the Government is no longer pursuing the charges in Count Eleven.

CLAY JOYNER  
United States Attorney  
Mississippi Bar No.: 10316

By: /s/ Clayton A. Dabbs  
CLAYTON A. DABBS  
Assistant United States Attorney  
Mississippi Bar No. 101537  
900 Jefferson Avenue  
Oxford, MS 38655  
Email: [clay.dabbs@usdoj.gov](mailto:clay.dabbs@usdoj.gov)  
Telephone 662-234-3351

**CERTIFICATE OF SERVICE**

I, Clayton A. Dabbs, Assistant United States Attorney for the Northern District of Mississippi, hereby certify that I electronically filed the foregoing **Motion to Dismiss** with the Clerk of the Court using the ECF system which sent notification of such filing to all parties of record.

This the 14<sup>th</sup> day of March, 2022.

/s/ Clayton A. Dabbs

CLAYTON A. DABBS

Assistant United States Attorney